

BILL NO. S-67-08-03

SPECIAL ORDINANCE NO. S- 515-67

AN ORDINANCE approving Sewer Resolution No. 176-1967 between BERCOT-GIBSON CONSTRUCTION CO., INC. and the CITY OF FORT WAYNE, INDIANA, for the construction of the Southtown Mall Sanitary Lift Station and Force Main.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain Agreement approved July 26, 1967, for Sewer Resolution No. 176-1967, between the City of Fort Wayne, by and through its Mayor and Board of Public Works, and BERCOT-GIBSON CONSTRUCTION CO., INC., for the construction of Southtown Mall Sanitary Lift Station and Force Main as follows:

Plan C: Commencing at the Tillman Road and Gary Street and terminating at a point 1950+ l.f. south of the Tillman Road and 50+ l.f. East of the West line of the N.E.  $\frac{1}{4}$  of Section 36, Township 30 North, Range 12 East.

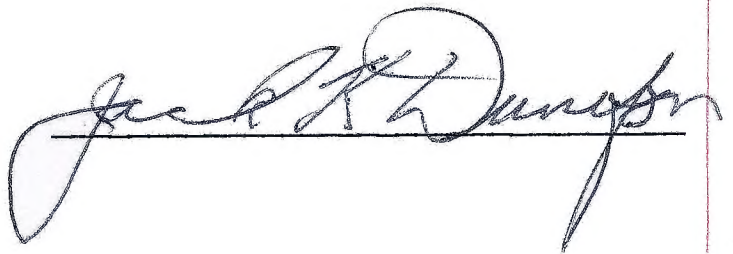
Said sewer shall be 1000 GPM Lift Station & 10" Force Main,

in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the Office of the Chief Engineer of the Sewer Utilities of the City, which plans, specifications, and profiles are by reference incorporated herein and made a part hereof, which sanitary lift station and force main will serve not only land in which the Developer has an interest, but also adjoining areas; the cost of construction of said sanitary lift station and force main is represented to be \$49,382.00, of which the Developer is to pay \$27,244.49, and the City is to pay \$22,137.51, and said Agreement is hereby in all things ratified, confirmed and approved.

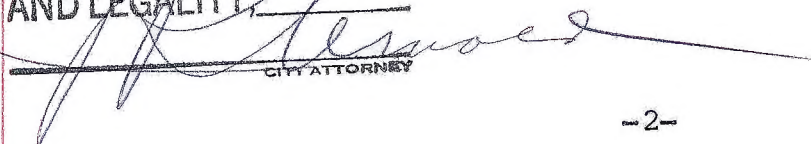
SECTION 2. The Developer, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or

future annexation by the City of any territory now or hereafter owned by it, as described herein, or hereafter served by said sewer or any extension thereof.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

  
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APPROVED AS TO FORM  
AND LEGALITY.

  
\_\_\_\_\_  
CITY ATTORNEY

Bill No. S-67-08-03

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance  
approving Sewer Resolution No. 176-1967 between BERCOT-GIBSON CONSTRUCTION CO., INC.  
and the CITY OF FORT WAYNE, INDIANA, for the construction of the Southtown Mall  
Sanitary Lift Station and Force Main,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance DO PASS.

JACK K. DUNIFON, Chairman

JOHN H. ROBINSON, Vice-Chairman

JOHN NUCKOLS

WILLIAM T. HINGA

HERBERT G. TIPTON

*Jack K. Dunifon*  
*John H. Robinson*  
*John Nuckols*  
*William T. Hinga*  
*Herbert G. Tipton*

DATE 8-22-67 CONCURRED IN  
BY ROAD C. BOYD CLERK



Read the first time in full and on motion by Dunifon seconded by Buchanan and duly adopted, read the second time by title and referred to the (Committee on) Utilities (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 8/8/67 Fred G Bonahoom  
CITY CLERK

Read the third time in full and on motion by Dunifon seconded by Tipton and duly adopted, placed on its passage.

Passed (~~DEF~~) by the following vote:

AYES 8, NAYS 0, ABSTAINED \_\_\_\_\_, ABSENT 1 to-wit:

Buchanan  
Dunifon  
Fay  
Hinga  
Nuckols  
Robinson  
Rousseau  
Steigerwald  
Tipton

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Date 8-22-67 Fred G Bonahoom  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 8-515-67 on the 22<sup>nd</sup> day of Aug., 19667.

ATTEST: (SEAL)

Fred G Bonahoom  
CITY CLERK

Chas J Carson  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23<sup>rd</sup> day of Aug., 19667 at the hour of 10:00 o'clock A.M., E.S.T.

Fred G Bonahoom  
CITY CLERK

Approved and signed by me this 23<sup>rd</sup> day of August, 1967, at the hour of 1:38 o'clock P.M., E.S.T.

Harold S. Zeis  
MAYOR